



91-CR-00292-WV

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WESTERN DISTRICT OF WASHINGTON  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, et al., )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
STATE OF WASHINGTON, et al., )  
 )  
Defendants. )

CIVIL NO. 9213

ORDER  
RE DESIGNATION OF EXHIBITS

To facilitate the administration of the on-going aspects of this case and the identification of exhibits herein, including those of parties which have been separately admitted to the case since the original trial, the exhibit code set out at pp. 163-164 of the Final Pretrial Order of August 24, 1973, is hereby amended and supplemented in its entirety so as to read as follows:

CODE LETTERS

SPONSORING PARTY

D	All Defendants
DU	Duwamish Tribe
F	Fisheries Defendant
G	Game Defendant
H	Hoh Tribe
JX	All Parties
L	Lummi Tribe
LE	Lower Elwha Tribe
MK	Makah Tribe
MLQ	Makah, Lummi and Quileute Tribes

1149

	<u>CODE LETTERS</u>	<u>SPONSORING PARTY</u>
1		
2	MS	Muckleshoot, Squaxin Island,
3		Skokomish, Sauk-Suiattle and
		Stillaguamish Tribes
4	MU	Muckleshoot Tribe
5	NK	Nooksack Tribe
6	NQ	Nisqually Tribe
7	PG	Port Gamble Tribe
8	PL	All Plaintiffs
9	PU	Puyallup Tribe
10	QL	Quileute Tribe
11	QN	Quinalt Tribe
12	RN	Reefnetters Association
13	SA	Samish Tribe
14	SC	Steilacoom Tribe
15	SG	Stillaguamish Tribe
16	SI	Squaxin Island Tribe
17	SK	Skokomish Tribe
18	SNH	Snohomish Tribe
19	SNQ	Snoqualmie Tribe
20	SS	Sauk-Suiattle Tribe
21	STC	Swinomish Tribal Community
22	SU	Suquamish Tribe
23	SWA	Swinomish Aboriginal Tribe
24	T	Tulalip Tribe
25	UPS	Upper Skagit Tribe
26	USA	The United States
27	W	State of Washington
28	Y	Yakima Tribe

During the court sessions April 9, 10 and 11, 1975, concerning the herring fishery, exhibits were assigned the numbers JX-3 through 5, USA-71 through 75, PL-98 and PL-99, F-72 and STC-1. These numbers

1 follow directly after the numbers contained in the Master Exhibit List  
2 of the main trial, but they fail to recognize the admission of four  
3 exhibits on November 15 and 20, 1974, the hearings concerned with the  
4 chum salmon run and those admitted on January 14, 1975, the hearing on  
5 the Green River steelhead catch. Those exhibits have not been assigned  
6 numbers although one of the November 15 exhibits was tentatively referred  
7 to as "Exhibit 1." The Court directed the parties to determine a proper  
8 sequential designation for those and other posttrial exhibits but that  
9 has not yet been done.

10 To avoid confusion with the exhibit numbers assigned in April, the  
11 earlier exhibits are hereby assigned the following designations:

12 November 15 and 20 exhibits:

- 13 Exhibit F-73: 1974 Status of the Salmon Resource of  
14 the Puget Sound Region, Washington (State  
15 of Washington Department of Fisheries,  
June 1974)
- 16 Exhibit F-74: South-Central Puget Sound Indian Chum  
17 Catches (Through November 12, 1974 of  
1974 Brood)
- 18 Exhibit F-75: South-Central Puget Sound Indian Chum  
19 Catches--Soft Data (Through November 20,  
1974, of 1974 Brood)
- 20 Exhibit USA-76: Summary of the 1974 Catch of Salmon by  
21 Washington State Fishermen, November 20,  
1974, prepared by Northwest Fisheries  
22 Program

23 January 14, 1975 exhibits:

- 24 Exhibit MU-1 Newspaper clipping admitted at request  
of Mr. Sennhauser
- 25 G-32(a) thru (f): There were several related letters and  
26 documents from the Game Department some  
27 of which were offered by Mr. Dysart and  
28 others by Mr. Johnson, in each case  
29 without objection. Because of their  
interrelationship and their origin with  
the Game Department, they will be desig-  
nated with a "G" prefix. They are,  
respectively, as follows:
- 30 G-32(a): December 24, 1975, transmittal of the  
31 decision by Judge Brown

1 G-32(b): Letter of December 26, 1974, to the  
 2 tribes  
 3 G-32(c): Letter of December 30, 1974, to this  
 4 Court  
 5 G-32(d): The closure order dated December 31,  
 6 1974  
 7 G-32(e): An undated letter to the Nisqually Tribe  
 8 postmarked January 9, 1975  
 9 G-32(f): Closure notice to the Nisqually Tribe

10 Exhibits which are hereafter offered in proceedings before the  
 11 Master will be designated by the same code but numbered in a separate  
 12 numerical sequence with the letter "M" preceding the number, for  
 13 example, USA-M-1.

14 Exhibits which have heretofore been admitted by the Master were  
 15 those given designations which in some instances were the same as those  
 16 for the exhibits previously admitted by the Court. To avoid confusion  
 17 resulting from this and to more closely conform the exhibit numbering to  
 18 the above prescribed designation system, the exhibits heretofore ad-  
 19 mitted by the Master are redesignated as follows:

Master's Original Designation	Transcript Page Where admitted	Revised Designation
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20 September 30 and October 3, 1974 Hearings re Coho

21 Coho 1 thru 8	(Tr. not yet available)	M-1 (Coho) thru M-8 (Coho)
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22 November 15, 1974, Hearing re Treaty Status Certain Tribes

23 USA-1 through 11, in- 24 cluding 3a and b)	pp. 17,18,22,24,25,26, 28,29	USA-M-1 thru USA-M-11
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25 State of Washington 26 1 and 2	pp. 66,68	W-M-1 and W-M-2
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27 December 4 and 6, 1974, Hearings Treaty Status Certain Tribes

28 USA-Nooksack M-2 29 Nooksack Ind. Res. Procl.	(Tr. not yet available)	USA-M-12
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30 USA-Nooksack M-3 31 Nooksack Const. & Bylaws		USA-M-13
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1	<u>December 4 and 6 Hearing (continued)</u>		
2	USA-Nooksack M-4 (Tr. not available)	USA-M-14	
3	Dr. Barbara Lane Affidavit		
4	USA-Nooksack M-5	USA-M-15	
5	Dr. Barbara Lane Nooksack Report		
6	USA-Samish M-6	USA-M-16	
7	Commr. Ind. Affairs Letter 11/21/74		
8	to Downes		
9	Samish M-1	SA-M-1	
10	January 22, 1855, draft of		
11	Point Elliott Treaty		
12	Samish M-2	SA-M-2	
13	Samish Constitution		
14	Samish M-3	SA-M-3	
15	October 10, 1973, letter re		
16	membership. Amendment to		
17	Samish Constitution		
18	Samish M-4	SA-M-4	
19	STOWW Articles of Incorporation		
20	Samish M-5	SA-M-5	
21	STOWW By-laws		
22	Snohomish M-6 thru M-9 *	SNH-M-6 thru	
23		SNH-M-9	
24	<u>December 18, 1974, Hearing, Treaty Status Certain Tribes</u>		
25	Snohomish-10	p. 20	SNH-M-10
26	Snohomish Constitution		
27	and By-laws		
28	Snohomish-11	p. 21	SNH-M-11
29	Snohomish Articles of		
30	Incorporation		
31	USA-Snohomish-7	p. 75	USA-M-17
32	Act of June 23, 1971		
33	USA-Nooksack M-5		
34	(Appendices A & B thereto)	p. 76	USA-M-15
35	Steilacoom M-1	p. 83	SC-M-1
36	Steilacoom Articles of		
37	Incorporation 2/28/74		
38	Steilacoom M-2	p. 80	SC-M-2
39	Steilacoom Constitution		
40	and By-laws		
41	Steilacoom M-3	p. 82	SC-M-3
42	1936 Steilacoom Constitution		
43	* -There are no Snohomish exhibits M-1 to M-5		
44	ORDER--Page 5		

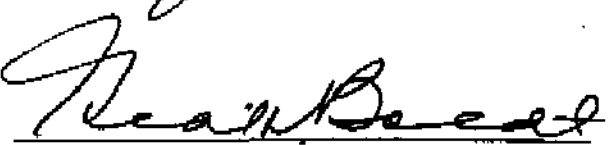
December 18, 1974, Treaty Status Hearing (Continued)

Steilacoom M-4	p. 93	SG-M-4
Letter from St.Clair to Layton		
Duwamish M-1	p. 126	DU-M-1
1925 Duwamish Constitution		
Snoqualmie M-1	p. 160	SNQ-M-1
Snoqualmie Constitution and Bu-laws		
Tulalip M-1	p. 207	T-M-1
April 1928 ByOlaws of Snohomish Tribe of Indians		
Tulalip M-2	p. 207	T-M-2
Snohomish Minutes of 1st meeting		
Tulalip M-3 (A & B)	p. 207	T-M-3
Two letters, 8/20/34 and 7/9/35		
Tulalip M-4	p. 207	T-M-4
Membership list of Snohomish Tribe of Indians		
Tulalip M-5	p. 207	T-M-5
Secretary of State receipt of Articles of Incorporation of Snohomish Tribe of Indians		
Tulalip M-6	p. 207	T-M-6
1927 By-laws of Snohomish Tribe of Indians		
Tulalip M-7	p. 211	T-M-7
Questionnaire		
Tulalip M-8	p. 223	T-M-8
Sen.Rep. 91-1144		

January 3, 1975, Hearing, Treaty Status of Certain Tribes

Tulalip M-9	p. 2	T-M-9
Portion of Harriet Dover Affidavit		

IT IS SO ORDERED THIS 26 day of June, 1975.

  
Senior United States District Judge